

UNITED STATES DISTRICT COURT
District of Maine

OGDEN N. LEWIS, as personal)	
Representative of the Estate)	
of Ogden N. Lewis, Jr.,)	
)	
Plaintiff,)	
)	
vs.)	Civil No. 03-159-B-S
)	
ROBERT A. D. PIKE,)	
)	
Defendant.)	

ORDER AFFIRMING THE
RECOMMENDED DECISION OF THE MAGISTRATE JUDGE

The United States Magistrate Judge filed with the Court on March 23, 2004 her Recommended Decision (Docket No. 19). The Defendant filed his objections to the Recommended Decision on April 9, 2004 (Docket No. 20) and Plaintiff filed his response to those objections on April 23, 2004 (Docket No. 21). I have reviewed and considered the Magistrate Judge's Recommended Decision, together with the entire record; I have made a de novo determination of all matters adjudicated by the Magistrate Judge's Recommended Decision; and I concur with the recommendations of the United States Magistrate Judge for the reasons set forth in her Recommended Decision, and determine that no further proceeding is necessary.

1. It is therefore ORDERED that the Recommended Decision of the Magistrate Judge is hereby AFFIRMED.
2. Defendant succeeds in establishing that Argentina affords a suitable forum for this litigation, when it comes to the relevant private and public interests, the scales tip in favor of an American forum. Private interests favor this forum; public interests may slightly favor the Argentine forum. The Court cannot conclude that the interests at stake in this litigation "strongly favor" litigation in an Argentine forum. Defendant's Motion to Dismiss (Docket No. 12) is DENIED.

Singal_____

/s/ _____ George _____ Z.

Chief U.S. District Judge

Dated this 26th day of April, 2004.

**OGDEN N LEWIS, as personal
representative of the Estate of
Ogden N. Lewis, Jr., an estate
administered under the laws of the
State of New York**

represented by **BERNARD J. KUBETZ**
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